

# Missouri Department of Natural Resources



## PUBLIC NOTICE

### APPLICATION FOR MISSOURI STATE OPERATING PERMIT

DATE: August 27, 2004

In accordance with the state Clean Water Law, Chapter 644, RSMo, Clean Water Commission regulation 10 CSR 20-6.010, and the federal Clean Water Act, the applicants listed herein have applied for authorization to either discharge to waters of the state or to operate a no-discharge wastewater treatment facility. The proposed permits for these operations are consistent with applicable water quality standards, effluent standards and/or treatment requirements or suitable timetables to meet these requirements (see 10 CSR 20-7.015 and 7.031). All permits will be issued for a period of five years, unless noted otherwise in the Public Notice for that discharge.

On the basis of preliminary staff review and the application of applicable standards and regulations, the Missouri Department of Natural Resources, as administrative agent for the Missouri Clean Water Commission, proposes to issue a permit(s) subject to certain effluent limitations, schedules, and special conditions. The proposed determinations are tentative pending public comment.

Persons wishing to comment on the proposed effluent limitations and/or determinations are invited to submit them in writing to the Department of Natural Resources, Southwest Regional Office, Water Pollution Control Unit, 2040 W. Woodland, Springfield, Missouri 65807, ATTN: Cynthia S. Davies, Water Section Chief. Please include the permit number in all comment letters.

Comments should be confined to the issues relating to the proposed action and permit(s) and the effect on water quality. The department may not consider as relevant comments or objections to a permit based on issues outside the authority of the Clean Water Commission, (see Curdt v. Mo. Clean Water Commission, 586 S.W.2d 58 Mo. App. 1979).

All comments must be postmarked by September 26, 2004 or received in our office by 5:00 p.m. on September 29, 2004. The requirement of a signed document makes it impossible to accept email comments for consideration at this time. Comments will be considered in the formulation of all final determinations regarding the applications. If response to this notice indicates significant public interest, a public meeting or hearing may be held after due notice for the purpose of receiving public comment on the proposed permit or determination. Public hearings and/or issuance of the permit will be conducted or processed according to 10 CSR 20-6.020.

Copies of all draft permits, comments, and other information including copies of applicable regulations are available for inspection and copying at the department's website, [www.dnr.mo.gov/wpscd/wpcp/homewpcp.htm](http://www.dnr.mo.gov/wpscd/wpcp/homewpcp.htm), or at the Department of Natural Resources, Southwest Regional Office, Water Pollution Control Unit, 2040 W. Woodland, Springfield, Missouri 65807, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday.

Public Notice Date: August 27, 2004

Permit Number: MO-0082767

Southwest Regional Office

<b>FACILITY NAME AND ADDRESS</b>	<b>NAME AND ADDRESS OF OWNER</b>
Armour Swift Eckrich 411 North Main Street Carthage, MO 64836	ConAgra Foods 2001 Butterfield Road Downers Grove, IL 60515
<b>RECEIVING STREAM &amp; LEGAL DESCRIPTION</b>	<b>TYPE OF DISCHARGE</b>
Spring River, SW <sup>1</sup> / <sub>4</sub> , SW <sup>1</sup> / <sub>4</sub> , Sec. 34, T29N, R31W, Jasper County SE <sup>1</sup> / <sub>4</sub> , SE <sup>1</sup> / <sub>4</sub> , Sec. 33, T29N, R31W, Jasper County	Industrial, reissuance

STATE OF MISSOURI  
**DEPARTMENT OF NATURAL RESOURCES**  
MISSOURI CLEAN WATER COMMISSION



## MISSOURI STATE OPERATING PERMIT

In compliance with the Missouri Clean Water Law, (Chapter 644 R.S. Mo. as amended, hereinafter, the Law), and the Federal Water Pollution Control Act (Public Law 92-500, 92<sup>nd</sup> Congress) as amended.

Permit No. MO-0082767

Owner: ConAgra Foods  
Address: 2001 Butterfield Road, Downers Grove, IL 60515

Continuing Authority: Same as above  
Address: Same as above

Facility Name: Armour Swift Eckrich  
Facility Address: 411 North Main Street, Carthage, MO 64836

Legal Description: Outfalls #002 & #004 - SW<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>, Sec. 34, T29N, R31W, Jasper County  
Outfalls #003 - SE<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub>, Sec. 34, T29N, R31W, Jasper County

Receiving Stream: Unnamed Tributary to Spring River (U)  
First Classified Stream and ID: Spring River (P) (03160)  
USGS Basin & Sub-watershed No.: (11070207-140002)

is authorized to discharge from the facility described herein, in accordance with the effluent limitations and monitoring requirements as set forth herein:

### FACILITY DESCRIPTION

See Page two

This permit authorizes only wastewater discharges under the Missouri Clean Water Law and the National Pollutant Discharge Elimination System; it does not apply to other regulated areas. This permit may be appealed in accordance with Section 644.051.6 of the Law.

\_\_\_\_\_  
Effective Date

\_\_\_\_\_  
Stephen M. Mahfood, Director, Department of Natural Resources  
Executive Secretary, Clean Water Commission

\_\_\_\_\_  
Expiration Date

\_\_\_\_\_  
R. Bruce Martin, Director, Southwest Regional Office

Outfall #001 – Poultry Processing – SIC #2051  
Permanently closed

Outfall #002 – Poultry Processing – SIC #2051  
No treatment / stormwater runoff from feedmill parking lot. Actual flow dependent upon rainfall.

Outfall #003 – Poultry Processing – SIC #2051  
First flush system / first inch of rainfall caught and pumped to pretreatment and sent to City of Carthage WWTF

Outfall #004 – Poultry Processing – SIC #2051  
No treatment / stormwater runoff from feedmill and livesheds. Actual flow dependent upon rainfall.

Outfall #005 – Poultry Processing – SIC #2051  
Permanently diverted to pretreatment and sent to City of Carthage WWTF / Permanently closed.

DRAFT

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS					PAGE NUMBER 3 of 5	
					PERMIT NUMBER MO-0082767	
The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The final effluent limitations shall become effective upon issuance and remain in effect until expiration of the permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:						
OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
Outfall #002 - #004 - Stormwater (Note 1)						
Flow	MGD	*		*	once/quarter**	instantaneous estimate
Biochemical Oxygen Demand <sub>5</sub>	mg/L	45		30	once/quarter**	grab
Total Suspended Solids	mg/L	100		50	once/quarter**	grab
pH – Units	SU	***		***	once/quarter**	grab
Oil and Grease	mg/L	15		10	once/quarter**	grab
Total Phosphorus	mg/L	*		*	once/quarter**	grab
Fecal Coliform	#/100 mL	*		*	once/quarter**	grab
Rainfall****	inches/day	*		*	once/quarter**	rainfall event total
MONITORING REPORTS SHALL BE SUBMITTED <u>QUARTERLY</u> ; THE FIRST REPORT IS DUE _____. THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.						
B. STANDARD CONDITIONS						
IN ADDITION TO SPECIFIED CONDITIONS STATED HEREIN, THIS PERMIT IS SUBJECT TO THE ATTACHED <u>Parts I</u> STANDARD CONDITIONS DATED <u>October 1, 1980 and August 15, 1994</u> , AND HEREBY INCORPORATED AS THOUGH FULLY SET FORTH HEREIN.						

MO 780-0010 (8/91)

#### A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (continued)

\* Monitoring requirement only.

\*\* All samples shall be collected from a discharge resulting from a precipitation event greater than 0.1 inches in magnitude and that occurs at least 72 hours from the previously measurable precipitation event. Sampling shall occur once per quarter in the periods of January through March, April through June, July through September, and October through December, please note that monitoring reports shall be submitted no later than the 28<sup>th</sup> day of the month following the monitoring period (April 28<sup>th</sup>, July 28<sup>th</sup>, October 28<sup>th</sup>, and January 28<sup>th</sup>, respectively). If a precipitation event does not occur within the reporting period, report as no discharge. For tracking purposes samples taken anytime in the first quarter (January through March) will be recorded by the department as though they were taken in March, samples taken anytime in the second quarter (April through June) will be recorded by the department as though they were taken in June, samples taken anytime in the third quarter (July through September) will be recorded by the department as though they were taken in September, and samples taken in the forth quarter (October through December) will be recorded by the department as though they were taken in December.

\*\*\* pH is measured in pH units and is not to be averaged. The pH is limited to the range of 6.0-9.0 pH units.

\*\*\*\* The total precipitation for the event sampled shall be reported.

Note 1 – Each Outfall is to be sampled and reported separately and are not to be composited.

C. SPECIAL CONDITIONS

1. This permit may be reopened and modified, or alternatively revoked and reissued, to:
  - (a) Comply with any applicable effluent standard or limitation issued or approved under Sections 301(b)(2)(C) and (D), 304(b)(2), and 307(a) (2) of the Clean Water Act, if the effluent standard or limitation so issued or approved:
    - (1) contains different conditions or is otherwise more stringent than any effluent limitation in the permit; or
    - (2) controls any pollutant not limited in the permit.
  - (b) Incorporate new or modified effluent limitations or other conditions, if the result of a waste load allocation study, toxicity test or other information indicates changes are necessary to assure compliance with Missouri's Water Quality Standards.
  - (c) Incorporate new or modified effluent limitations or other conditions if, as the result of a watershed analysis, a Total Maximum Daily Load (TMDL) limitation is developed for the receiving waters which are currently included in Missouri's list of waters of the state not fully achieving the state's water quality standards, also called the 303(d) list.

The permit as modified or reissued under this paragraph shall also contain any other requirements of the Clean Water Act then applicable.

2. All outfalls must be clearly marked in the field.
3. Changes in Discharges of Toxic Substances

The permittee shall notify the Director as soon as it knows or has reason to believe:

- (a) That any activity has occurred or will occur which would result in the discharge of any toxic pollutant which is not limited in the permit, if that discharge will exceed the highest of the following "notification levels:"
    - (1) One hundred micrograms per liter (100 µg/L);
    - (2) Two hundred micrograms per liter (200 µg/L) for acrolein and acrylonitrile; five hundred micrograms per liter (500 µg/L) for 2,5 dinitrophenol and for 2-methyl-4, 6-dinitrophenol; and one milligram per liter (1 mg/L) for antimony;
    - (3) Five (5) times the maximum concentration value reported for the pollutant in the permit application;
    - (4) The level established in Part A of the permit by the Director.
  - (b) That they have begun or expect to begin to use or manufacture as an intermediate or final product or byproduct any toxic pollutant, which was not reported in the permit application.
4. Report as no-discharge when a discharge does not occur during the report period.

C. SPECIAL CONDITIONS (continued)

5. Water Quality Standards

- (a) Discharges to waters of the state shall not cause a violation of water quality standards rule under 10 CSR 20-7.031, including both specific and general criteria.
  - (b) General Criteria. The following general water quality criteria shall be applicable to all waters of the state at all times including mixing zones. No water contaminant, by itself or in combination with other substances, shall prevent the waters of the state from meeting the following conditions:
    - (1) Waters shall be free from substances in sufficient amounts to cause the formation of putrescent, unsightly or harmful bottom deposits or prevent full maintenance of beneficial uses;
    - (2) Waters shall be free from oil, scum and floating debris in sufficient amounts to be unsightly or prevent full maintenance of beneficial uses;
    - (3) Waters shall be free from substances in sufficient amounts to cause unsightly color or turbidity, offensive odor or prevent full maintenance of beneficial uses;
    - (4) Waters shall be free from substances or conditions in sufficient amounts to result in toxicity to human, animal or aquatic life;
    - (5) There shall be no significant human health hazard from incidental contact with the water;
    - (6) There shall be no acute toxicity to livestock or wildlife watering;
    - (7) Waters shall be free from physical, chemical or hydrologic changes that would impair the natural biological community;
    - (8) Waters shall be free from used tires, car bodies, appliances, demolition debris, used vehicles or equipment and solid waste as defined in Missouri's Solid Waste Law, section 260.200, RSMo, except as the use of such materials is specifically permitted pursuant to section 260.200-260.247.
6. The frequency of phosphorous monitoring requirement may be reduced by the Department after a review of monitoring data demonstrates that the mass and /or concentration of phosphorous in the discharge is reasonable predictable based on flow and other parameters.
  7. Samples are to be taken at Outfall #002 south of scale office.
  8. Samples are to be taken at Outfall #003 at the northwest corner of the shipping dock area.

